

NOV 30 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Eric Riffle
Serial No. 10/727,689
Filed: 12/04/2003
For: VAPOR RECOVERY SYSTEM WITH ORVR COMPENSATION

Examiner: Maust, Timothy L.
Art Unit: 3751

Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PETITION UNDER 37 C.F.R. §1.313(c)(2)

Applicant paid the issue fee for the above-referenced application on October 25, 2004, which has not yet been matched with the file, according to PAIR. However, Applicant requests that the application be withdrawn from issuance for consideration of a concurrently submitted Request for Continued Examination in compliance with 37 C.F.R. §1.114. Specifically, Applicant requests that the references cited in the Information Disclosure Statement accompanying the Request for Continued Examination be considered, and a new Notice of Allowance be issued indicating allowable subject matter over the references.

The Request for Continued Examination is enclosed with this petition. Also enclosed is a copy of the Information Disclosure Statement that was filed electronically on the same date as this petition and Request for Continued Examination.

Also enclosed is a credit card payment form in the amount of \$920.00 (\$790 for the Request for Continued Examination fee and \$130 for the petition fee) to cover the fees for this petition and the accompanying Request for Continued Examination. The Director is hereby authorized to charge any additional fees that may be required, or credit any overpayment, to Deposit Account 50-1732.

12/01/2004 JBALINAN 00000132 10727689


88 FE:1464

130.00 OP

Respectfully submitted,

WITHROW & TERRANOVA, P.L.L.C.

By:


Steven N. Terranova
Registration No. 43,185
P.O. Box 1287
Cary, NC 27512
Telephone: (919) 654-4520Date: November 30, 2004
Attorney Docket: 2400-781

CERTIFICATE OF TRANSMISSION	
I HEREBY CERTIFY THAT THIS DOCUMENT IS BEING TRANSMITTED VIA FACSIMILE ON THE DATE INDICATED BELOW TO:	
To: Office of Petitions (Mail Stop 313(c))	
Fax: 703-872-9306	
<u>Kelly Farrow</u>	Name of Sender
<u>[Signature]</u>	Signature
<u>11/30/04</u>	Date of Transmission